

**DISTRICT OF COLUMBIA OFFICE OF CABLE TELEVISION AND
TELECOMMUNICATIONS****NOTICE OF FINAL RULEMAKING**

The Interim Executive Director of the Office of Cable Television and Telecommunications, pursuant to section 803 of the Cable Television Reform Amendment Act of 2002, effective October 9, 2002 (D.C. Law 14-193; to be codified at D.C. Official Code § 34-1258.03 *et seq.*), hereby gives notice of the adoption of the following new chapter of Title 15 of the District of Columbia Municipal Regulations, entitled "Allocation of Public, Educational, and Government (PEG) Cable Television Channels." This chapter would establish the rules for the allocation of public, educational, and government (PEG) cable television channels, whether analog, digital, or other type, provided by a cable television system operator or an open video system operator in the fulfillment of its obligations under a franchise agreement or any other agreement. Final action to adopt this rulemaking was taken on July 28, 2003. No comments were received and no changes have been made to the text of the proposed rulemaking published on June 27, 2003 (50 DCR 5200 – 5205). This final rulemaking shall be effective upon publication in the D.C. Register.

Title 15 of the District of Columbia Municipal Regulations is amended by adding the following Chapter 33:

CHAPTER 33**ALLOCATION OF PUBLIC, EDUCATIONAL, AND GOVERNMENT (PEG)
CABLE TELEVISION CHANNELS****3300 INTENT AND POLICY**

- 3300.1 Pursuant to section 803 of the Cable Television Reform Amendment Act of 2002, effective October 9, 2002 (D.C. Law 14-193; to be codified at D.C. Official Code § 34-1258.03 *et seq.*), this chapter establishes the rules for the allocation of public, educational, and government (PEG) cable television channels, whether analog, digital, or other type, provided by a cable television system operator or an open video system operator in the fulfillment of its obligations under a franchise agreement or any other agreement.
- 3300.2 It is the intent of the Office of Cable Television and Telecommunications (OCTT) to insure that all PEG channels be effectively used by the District, through qualified entities, to serve the residents of the District and provide them with valuable information as well as provide a forum for public expression and debate of public issues through the medium of cable television.

- 3300.3 The failure of OCTT or any entity to comply with these rules shall in no circumstances release, or be construed as releasing, a cable television system operator or an open video system operator from its obligations, including its obligation to transmit PEG channels, under its franchise agreement or any other agreement with the District.

3301 ALLOCATION OF CHANNELS

- 3301.1 Subject to the restriction provided in subsection 3301.5, OCTT may allocate channels to any entity, which may include the following:
- (a) The Mayor;
 - (b) The Council;
 - (c) Public Access Corporation;
 - (d) The University of the District of Columbia;
 - (e) District of Columbia Public Schools; and
 - (f) Other governmental agencies or institutions, nonprofit organizations, and educational institutions.
- 3301.2 In carrying out these objectives, OCTT shall ensure that at all times:
- (a) At least one (1) channel on the analog tier of cable television channels provided by the District's cable television system operators or open video system operators is allocated to the Mayor for use as a government channel;
 - (b) At least one (1) channel on the analog tier of cable television channels provided by the District's cable television system operators or open video system operators is allocated to the Council for use as a government channel;
 - (c) At least one (1) channel on the analog tier of cable television channels provided by the District's cable television system operators or open video system operators is allocated to the University of the District of Columbia (UDC) for use as an educational channel;
 - (d) At least one (1) channel on the analog tier of cable television channels provided by the District's cable television system operators or open video system operators is allocated to the District of Columbia Public Schools (DCPS) for use as an educational channel; and
 - (e) At least two (2) channels on the analog tier and two (2) channels on the digital tier of cable television channels provided by the District's cable television system operators or open video system operators are allocated to the Public Access Corporation (PAC) for use as public channels.
- 3301.3 The remaining channels after the minimum allocations as provided in subsection 3301.2 shall be allocated by OCTT pursuant to these rules.

- 3301.4 The discretionary allocation provision in subsection 3301.3 and the application procedure in section 3302 shall not apply to additional channels requested by the Mayor or the Council for their use. Such additional channels shall be allocated by OCTT upon request of the Mayor or the Council, subject to availability.
- 3301.5 Allocation of channels on the analog tier shall be subject to the approval of the Council, except that Council's approval shall not be required for allocations made to the Mayor or the Council for their use. Allocation of channels on the digital tiers shall not be subject to the approval of the Council.

3302 APPLICATION PROCEDURE

- 3302.1 Whenever a channel becomes available on the system of any District cable or open video system operator, OCTT shall publish a notice in the District of Columbia Register. The notice shall state the closing date for the submission of an application. Such closing date shall not be sooner than 30 days after the publication of the notice. The notice may state any other applicable application criteria and required information.
- 3302.2 Applications for channels must be submitted in writing to the Executive Director of OCTT by the due date specified in the published notice.
- 3302.3 Applications for a channel shall contain the following minimum information:
- (a) Name and address of the applicant;
 - (b) Contact person(s) and title(s);
 - (c) Names and biographies of the organization's management, Board (if applicable), and proposed channel management;
 - (d) Summary of the applicant's organizational history, current and/or planned organizational chart and mission statement as well as the applicant's current programs, activities, and accomplishments;
 - (e) A detailed statement demonstrating the need for the channel;
 - (f) Detailed proposal of the applicant's projected use of the channel, including programming proposals, show formats, and core issues and subjects to be featured;
 - (g) Description of how the channel will serve the applicant's overall goals;
 - (h) Detailed demonstration of the applicant's financial ability to operate a cable channel, including a proposed budget for operation of the channel and source of funding and how the applicant plans to support the channel continuously;
 - (i) Description of the applicant's technical ability to operate a cable television channel, including a description of the current and

proposed operating equipment and resources and a description of the qualifications and responsibilities of the staff and volunteers who will be working with the channel; and

- (j) Description of the current or proposed facility for the operation of the channel.

- 3302.4 OCTT shall review each application, confirm the need stated by each applicant, and determine whether each applicant has the ability to operate a channel and satisfy such stated need. In making this determination, OCTT may conduct technical inspections and tests of the applicant's facility and equipment and may request additional information.
- 3302.5 OCTT may elect to hold a public hearing and receive testimony on any application. OCTT may hold a combined hearing to review several applications. OCTT shall publish a notice of such public hearing in the District of Columbia Register and shall hold the hearing no less than 15 days after the notice.
- 3302.6 OCTT may deny an application if it determines that the need for the channel does not exist or that the applicant lacks the technical, financial, managerial or other capabilities to operate a channel.
- 3302.7 After reviewing the applications, OCTT may (i) determine that no applicant has submitted an application sufficient to justify designation of the available channel and issue a final determination of such or (ii) approve one application as the most qualified to operate the available channel.
- 3302.8 If an application is approved for a channel on the analog tier, then within 90 days of such approval or, if applicable, within 90 days of executing a PEG Operating Agreement with the applicant as provided in section 3303, OCTT shall propose a resolution to the Council for approval of the allocation pursuant to subsection 3301.5. The resolution shall provide that the operation of the allocated channel shall be subject to these rules.
- 3302.9 Within 90 days of (i) OCTT's allocation of any channel pursuant to these rules or the Council's approval of such allocation and (ii) if applicable, the execution of a PEG Operating Agreement by the applicant, OCTT shall notify cable and open video system operators in the District to include such channel as one of the District's PEG channels. The notice shall provide details of the allocation and available information on the applicant.

3303 OPERATING AGREEMENT (PEGOA)

- 3303.1 Except for the Mayor, the Council and the Public Access Corporation, all entities to which a channel is allocated shall enter into a PEG Operating Agreement (PEGOA) with the District.
- 3303.2 The PEGOA shall include, but not be limited to, the following provisions:
- (a) Responsibility for programming and management of the allocated channel;
 - (b) Prohibition of censorship or control over programming, except as necessary to comply with prohibition of illegal material;
 - (c) Prohibition of commercial use;
 - (d) Prohibition of obscene material;
 - (e) Use of allocated channel time, cablecasting facilities, and technical support as are provided for in the franchise agreement between the District and a cable or open video system operator;
 - (f) Public inspection of programming records;
 - (g) Grounds for the rescission of channel allocation; and
 - (h) Regular review of operational, technical, and financial abilities to operate the allocated channel;
 - (i) Probationary period of two (2) years; and
 - (j) Administrative fees which may be payable to the District.

3304 REVOCATION OF CHANNELS

- 3304.1 Subject to a notice and an opportunity to cure, OCTT may revoke a channel allocation at any time and pursuant to these rules and the applicable PEGOA if OCTT finds that such channel has been operated in violation of these rules, the District's cable law, or the applicable PEGOA.
- 3304.2 If OCTT decides to revoke a channel allocation, it shall provide a notice in writing to the channel operator stating in detail the violations and how they can be cured. The notice shall provide a period of not less than 30 days for the entity to cure such violations.
- 3304.3 OCTT may hold a hearing and receive testimony regarding the proposed revocation of a channel. OCTT shall publish a notice of such public hearing in the District of Columbia Register.
- 3304.4 If a channel operator has fully cured the violations to OCTT's satisfaction within the requisite period, OCTT shall cease the revocation process; otherwise, OCTT shall issue an order revoking the channel designation.
- 3304.5 The revocation of a channel shall not serve as a permanent bar against the allocation of a channel to such operator, except that the circumstances of

the revocation may be considered by OCTT if the operator reapplies for a channel.

- 3304.6 Within seven (7) days of revoking any channel, OCTT shall notify cable and open video system operators in the District to cease including such channel as one of the District's PEG channels.

DEPARTMENT OF HEALTH

NOTICE OF FINAL RULEMAKING

The Director of the Department of Health, pursuant to the authority set forth in An Act to enable the District of Columbia to receive Federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02), Reorganization Plan No. 4 of 1996, and Mayor's Order 97-42, dated February 18, 1997, hereby gives notice of the adoption of a new section 964 to Chapter 9 of Title 29 of the District of Columbia Municipal Regulations (DCMR) entitled "Medicaid Reimbursement for Dental Services". These rules would authorize an increase in the amount of reimbursement by the District of Columbia Medicaid Program (Medicaid Program) for dental services.

These rules would increase the current reimbursement rates by 150% for services provided to persons under 21 years of age and by 175% for services provided to persons residing in an intermediate care facility for persons with mental retardation. Dental providers have indicated that current reimbursement rates are insufficient. Federal rules require that the state Medicaid rates are sufficient to enlist enough providers such that access to services is, at a minimum, comparable between program recipients and the general population. The Medicaid Program projects an increase in total state and federal expenditures of approximately \$75,000 for FY 2003 as a result of the increased reimbursement rates.

A notice of emergency and proposed rulemaking was published in the *D.C. Register* on July 4, 2003 (50 DCR 5346). No comments on the proposed rules were received. No substantive changes have been made. These rules shall become effective one day after publication of this notice in the *D.C. Register*.

Amend Chapter 9 (Medicaid Program) of Title 29 DCMR by adding the following new section 964, to read as follows:

SECTION 964 DENTAL SERVICES

964.1 The reimbursement rates for dental services provided on or after July 5, 2003 to eligible Medicaid recipients under the age of twenty-one (21) shall be as follows:

DESCRIPTION OF SERVICE	RATE
Periodic Dental Screening	\$20.00
ER Treatment Control Blood	\$27.50

DESCRIPTION OF SERVICE	RATE
Periconitis Palliative Therapy	\$22.50
Limit Oral Eval Problm Focus	\$27.50
Comprehensive Oral Evaluation	\$77.50
Intraor Complete Film Series	\$67.50
Full Mouth X Rays	\$67.50
Periapical X Ray; First Film	\$12.50
One Periapical Film	\$12.50
Two Periapical X Rays	\$22.50
Three Periapical X Rays	\$25.00
Periapical X Ray-Each additional film	\$20.00
Occlusal X Ray	\$25.00
Dental Bitewings Two Films	\$40.00
P.A. Film	\$100.00
Panorex	\$67.50
Cephalometric Film	\$100.00
Pulp Test	\$15.00
Study Models	\$35.00
Prophylaxis, Mouth Exam	\$77.50
Preventive Prophylaxis (Adult)	\$32.50
Preventive Prophylaxis (Child)	\$22.50
Topical Fluor w/o Propy Child	\$20.00
Sodium Fluoride Application	\$20.00
Dental Sealants	\$15.00
Fixed, Band Type	\$187.50
Lingual Arch Wire	\$225.00
Amalgam One Surface, Primary	\$25.00
Amalgam Two Surfaces, Primary	\$35.00
Amalgam, Three Surfaces, Primary	\$52.50
Amalgam Four Surfaces, Primary	\$67.50
Amalgam One Surface, Permanent	\$30.00
Amalgam Two Surfaces, Permanent	\$42.50
Amalgam Three Surfaces, Permanent	\$65.00
Amalgam Four Surfaces, Permanent	\$85.00
Acrylic or Plastic Restoration	\$50.00
Esthetic Restoration Including Angle	\$62.50
Acrylic or Plastic Restoration, III	\$30.00
Esthetic Restoration Class IV	\$62.50
Acrylic Jacket	\$225.00
Gold (Full Cast)	\$295.00
Dowel Crown	\$375.00
Pulp Cap Direct Excluding Final Rest	\$25.00
Pulpotomy	\$50.00
One Canal: Excludes Final Restoration	\$235.00

DESCRIPTION OF SERVICE	RATE
Three Canal; Excludes Final Restoration	\$362.50
Gingivectomy or Gingivoplasty, 5 Mor.t	\$250.00
Subgingival Curettage Root PLN Peri	\$125.00
Deep Scaling	\$125.00
Complete Lower Denture	\$437.50
Partial Upper Denture With Gold	\$625.00
Single Tooth Extraction	\$35.00
Multiple Extractions	\$35.00
Extraction of Tooth, Erupted	\$92.50
Extraction of Tooth, Soft Tiss Imp	\$140.00
Extraction of Tooth, Partial Bony Imp	\$185.00
Extraction of Tooth Complete Bony Impac	\$202.50
Root Tips	\$77.50
Replantation of Tooth with Splint	\$265.00
Surgical Exposure of Bony Impaction	\$140.00
Removal of Subcutaneous Tissue	\$280.00
Incision Drainage Abscess, Intracol	\$77.50
Bite Plane	\$140.00
Habit Breaker	\$235.00
Consultation	\$75.00
Office Visit	\$45.00

964.2 The reimbursement rates for dental services provided on or after July 1, 2003 to eligible Medicaid recipients residing in an intermediate care facility for persons with mental retardation shall be as follows:

DESCRIPTION OF SERVICE	RATE
Periodic Dental Screening	\$22.00
ER Treatment Control Blood	\$30.25
Periconitis Palliative Therapy	\$24.75
Limit Oral Eval Problm Focus	\$30.25
Comprehensive Oral Evaluation	\$85.25
Intraor Complete Film Series	\$74.25
Full Mouth X Rays	\$74.25
Periapical X Ray; First Film	\$13.75
One Periapical Film	\$13.75
Two Periapical X Rays	\$24.75
Three Periapical X Rays	\$27.50
Peripical X Ray-Each additional film	\$22.00
Occlusal X Ray	\$27.50
Dental Bitewings Two Films	\$44.00
P.A. Film	\$110.00

DESCRIPTION OF SERVICE	RATE
Panorex	\$74.25
Cephalometric Film	\$110.00
Pulp Test	\$16.50
Study Models	\$38.50
Prophylaxis, Mouth Exam	\$85.25
Preventive Prohylaxis (Adult)	\$35.75
Preventive Prohylaxis (Child)	\$24.75
Topical Fluor w/o Propy Child	\$22.00
Sodium Floride Application	\$22.00
Dental Sealants	\$16.50
Fixed, Band Type	\$206.25
Lingual Arch Wire	\$247.50
Amalgam One Surface, Primary	\$27.50
Amalgam Two Surfaces, Primary	\$38.50
Amalgam, Three Surfaces, Primary	\$57.75
Amalgam Four Surfaces, Primary	\$74.25
Amalgam One Surface, Permanent	\$33.00
Amalgam Two Surfaces, Permanent	\$46.75
Amalgam Three Surfaces, Permanent	\$71.50
Amalgam Four Surfaces, Permanent	\$93.50
Acrylic or Plastic Restoration	\$55.00
Esthetic Restoration Including Angle	\$68.75
Acrylic or Plastic Restoration, III	\$33.00
Esthetic Restoration Class IV	\$68.75
Acrylic Jacket	\$247.50
Gold (Full Cast)	\$324.50
Dowel Crown	\$412.50
Pulp Cap Direct Excluding Final Rest	\$27.50
Pulpotomy	\$55.00
One Canal: Excludes Final Restoration	\$258.50
Three Canal; Excludes Final Restoration	\$398.75
Gingivectomy or Gingivioplasty, 5 Mor.t	\$275.00
Subgigival Curretage Root PLN Peri	\$137.50
Deep Scaling	\$137.50
Complete Lower Denture	\$481.25
Partial Upper Denture With Gold	\$687.50
Single Tooth Extraction	\$38.50
Multiple Extractions	\$38.50
Extraction of Tooth, Erupted	\$101.75
Extraction of Tooth, Soft Tiss Imp	\$154.00
Extraction of Tooth, Partial Bony Imp	\$203.50
Extraction of Tooth Complete Bony Impac	\$222.75
Root Tips	\$85.25
Replantation of Tooth with Splint	\$291.50

	DESCRIPTION OF SERVICE	RATE
	Surgical Exposure of Bony Impaction	\$154.00
	Removal of Subcutaneous Tissue	\$308.00
	Incision Drainage Abscess, Intracol	\$85.25
	Bite Plane	\$154.00
	Habit Breaker	\$258.50
	Consultation	\$82.50
	Office Visit	\$49.50
964.99	DEFINITIONS	
	When used in this section, the following terms and phrases shall the meanings ascribed:	
	Intermediate care facility for persons with mental retardation- Shall have the same meaning as set forth in 42 CFR 483.400 <i>et seq.</i>	

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF FINAL RULEMAKING**

and

Z. C. ORDER NO. 02-41

Z.C. Case No. 02-41

July 31, 2003

The Zoning Commission for the District of Columbia, pursuant to the authority set forth in § 1 of the Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797, as amended; D.C. Official Code, §6-641.01 (2001 Ed.)); having held a public hearing as required by § 3 of the Act (D.C. Official Code 6-641.03 (2001 Ed.)); and having referred the proposed amendment to the National Capital Planning Commission for a 30-day period of review pursuant to § 492(b)(2) of the District of Columbia Home Rule Act; hereby gives notice of its adoption of an amendment to the Zoning Map of the District of Columbia. The purpose of this Zoning Map amendment is to establish the SP-1 Zone District for property that is owned by the United States Government (the National Park Service) with jurisdictional authority transferred to the District of Columbia (Department of Parks and Recreation) and which has been leased to a non-profit organization (Building Bridges Across the River, Inc.) that will operate a community center and related facilities to be known as the Town Hall Education Arts Recreation Center ("THE ARC").

No changes have been made to the text of the proposed rule, as published with the notice of proposed rulemaking in the *D.C. Register* on May 30, 2003, at 50 DCR 4278. The Commission took action to adopt the amendment at a public meeting held on July 31, 2003. This final rulemaking is effective upon publication in the *D.C. Register*.

Existing Zoning and Proposed Zoning Map Amendment

The property is located on a portion of the existing Oxon Run Reservation, a portion of U.S. Reservation 501. The property includes frontage along Mississippi Avenue, S.E. between Stanton Road, S.E. and Southern Avenue, S.E. The property consists of approximately 16.403 acres and is currently unzoned. Surrounding properties are either unzoned or are included in R-5-A, R-3, or C-2-B Districts. The proposed zoning map amendment would zone the property to the SP-1 (medium-density) Zone District. The SP-1 Zone District is designed to act as a buffer between adjoining commercial and residential areas to ensure that new development is compatible in use, scale, and design with the transitional function of this zone district.

Public Hearing

The National Park Service ("NPS"), the owner of the subject property, and Building Bridges Across the River, Inc. ("BBAR") requested the Zoning Commission to undertake this rulemaking by application filed on October 28, 2002. NPS and BBAR also requested that the matter be treated as a rulemaking. On December 9, 2002, the Commission agreed and set down the matter

NOTICE OF FINAL RULEMAKING & Z.C. ORDER NO. 02-41
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for a public hearing as a rulemaking. Since rulemakings are commenced by the filing of a petition (11 DCMR § 3010.6), BBAR and NPS will hereinafter be referred to collectively as the petitioner.

The public was informed through the notice procedures set forth in the Zoning Act and Zoning Regulations that a public hearing would be held on March 31, 2003. On that date, representatives of BBAR testified in support of the petition. Testimony was also received by the petitioner's architects.

The Office of Planning ("OP") filed a report in support of the petition and presented testimony recommending its approval. OP noted that the proposed uses are complimentary to nearby existing residential uses and are located on the edge of the residential community, and thus do not disrupt the residential character or alter the nature of the surrounding community. Further, OP determined that the proposed centralized mix of uses will enhance and strengthen the surrounding neighborhood and will further the health, safety, and welfare of the District as it will permit facilities that are currently not provided for in this community and in this particular portion of the District.

Jacque Patterson, the single member ANC Commissioner for the area in which the subject property is located, expressed support for the Zoning Map Amendment. There were no letters or testimony in opposition to the application filed in this case.

Relationship to Comprehensive Plan

As noted by the OP, the Zoning Map amendment is not inconsistent with the Generalized Land Use Map of the Comprehensive Plan that recommends parks, recreation, and open space for the property. OP concluded that the SP-1 District, which allows schools, parks, playgrounds, and child development centers as a matter-of-right, is consistent with the parks, recreation, and open space designation.

The Zoning Map amendment is in congruence with the following sections of the Land Use Element of the Comprehensive Plan: 10 DCMR § 1115.1(h) – to facilitate the joint public and private development, where feasible, of surplus government property, particularly in the vicinity of Metrorail stations; to supply needed community services and facilities that support local employment opportunities and neighborhood improvement and stability; and 10 DCMR § 1115.1(i) – to identify unneeded public buildings and lands that could be used to supply additional housing, commercial services, and to accommodate private community service organizations and other physical and social needs.

The Zoning Map Amendment is also in congruence with the following sections of the Ward 8 Element of the Comprehensive Plan: 10 DCMR § 1917.1(a) – to ensure that adequate and high quality neighborhood-based public services and facilities are available and accessible to the Ward 8 community at a minimal cost; 10 DCMR § 1918.1(b) – to establish a multi-service recreational center that will address both recreational and community cultural needs in Ward 8; and 10 DCMR § 1918.1(b)(1) – to achieve the goals of community leaders to develop a facility that would address recreational as well as cultural needs, as one of the ways to expose the ward's youth to attractive, lifestyle alternatives to involvement in illegal drug trafficking.

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Z.C. CASE NO. 02-41
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Proposed Rulemaking

Following the conclusion of the public hearing on March 31, 2003, the Commission took proposed action pursuant to 11 DCMR § 3027.1 to approve the proposed Zoning Map amendment. A Notice of Proposed Rulemaking was published in the *D.C. Register* on April 18, 2003, for a 30-day notice and comment period. The Commission did not receive any comments in response to the Notice of Proposed Rulemaking.

The proposed rulemaking was forwarded to the National Capital Planning Commission ("NCPC") on June 12, 2003, for review and comment pursuant to § 492(b)(2) of the District of Columbia Home Rule Act. NCPC, by report dated July 17, 2003, found that the proposed map amendment would not adversely affect the federal interests nor be inconsistent with the Federal Elements of the Comprehensive Plan for the National Capital. The Office of Corporation Counsel has determined that this rulemaking meets its standards of legal sufficiency.

Final Rulemaking

The Commission finds that the proposed amendment to the Zoning Map is in the best interest of the District of Columbia, is consistent with the purpose of the Zoning Regulations and Zoning Act, and is not inconsistent with the Comprehensive Plan for the National Capital.

In consideration of the reasons set forth herein, the Zoning Commission hereby **APPROVES** the following amendment to the Zoning Map of the District of Columbia:

The property located on the southern side of Mississippi Avenue, S.E. between Stanton Road, S.E. and Southern Avenue, S.E., which is a portion of US Reservation 501 (Parcel 236, Lot 114), from **unzoned** to the **SP-1** District.

Vote of the Zoning Commission taken at its public hearing on March 31, 2003, to approve the proposed rulemaking 4-0-1 (Anthony J. Hood, James H. Hannaham, Carol J. Mitten, and Peter G. May to approve; John G. Parsons, not present, not voting).

The Order was adopted by the Zoning Commission at its public meeting of July 31, 2003, by a vote of 4-0-1 (Anthony J. Hood, Peter G. May, Carol J. Mitten, and James H. Hannaham to approve; John G. Parsons, having recused himself, not voting).

In accordance with the provisions of 11 DCMR § 3028.9, this order shall become effective upon publication in the *D.C. Register*; that is on _____.

SUA VEYOR'S CERTIFICATION

[illegible]

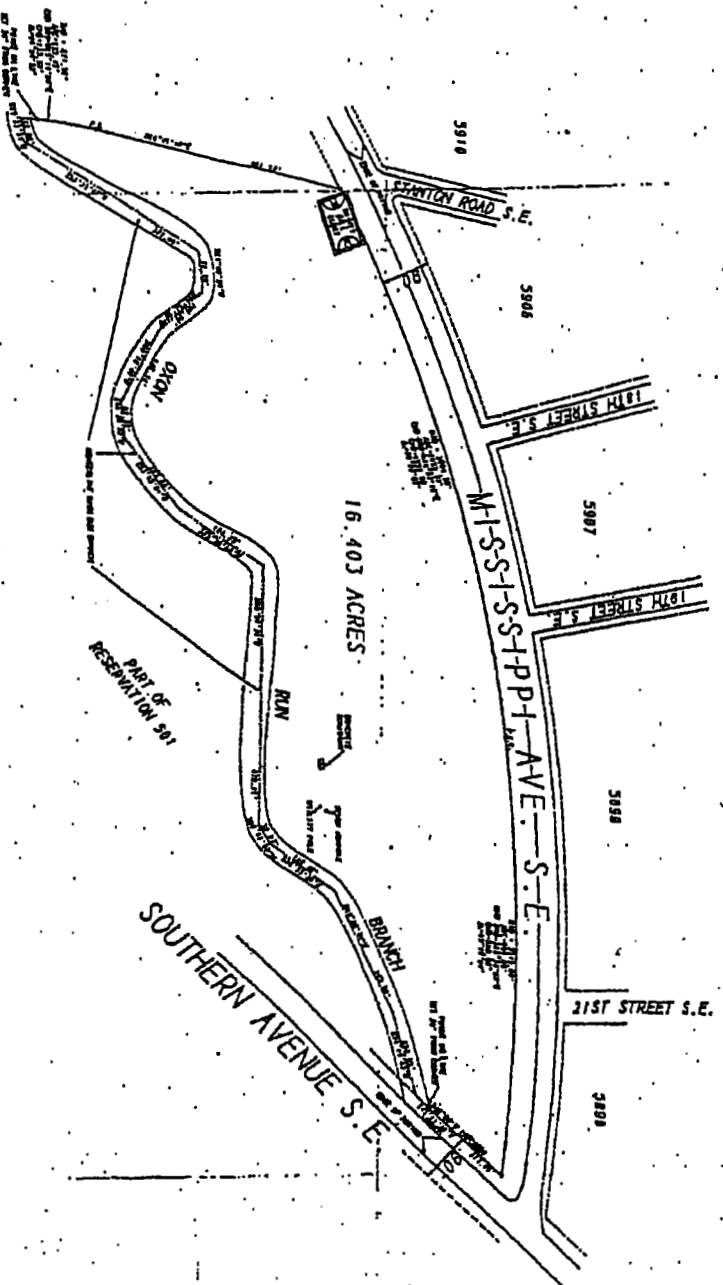
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PLAT OF SURVEY
PORT OF U.S. RESERVATION SOI
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DISTRICT OF COLUMBIA
KALE 1st - 100 January 1998
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